



HOUSE OF REPRESENTATIVES

HB 2613

regulatory boards; licensing; revisions

Prime Sponsor: Representative Petersen, LD 12

DPA Committee on Commerce

DPA Caucus and COW

X As Transmitted to the Governor

OVERVIEW

HB 2613 eliminates several occupational licenses and the related statutes. Requires a cost benefit analysis and feasibility report concerning the transfer of all nonhealth regulatory boards and occupational licenses to a new division within the Arizona Department of Administration (ADOA).

PROVISIONS

Board of Technical Registration (BTR)

1. Permits a Geologist to engage in the practice without being registered by BTR.
2. Requires the State Geologist to either be a *trained geologist* or be registered by BTR.
3. Defines *trained geologist* as one who has both earned a geology degree from an accredited educational institution and participated in geological work experience at least four years.
4. Prohibits a *trained geologist* from practicing in Arizona if the person has: a felony conviction; a license suspension or revocation; an ethics complaint; failed to disclose the person's proper credentials to an employer or potential employer; or failed to obtain required state or federal registration.
5. Grants Emeritus status to Assayers if they meet the stated requirements.

Board of Funeral Directors and Embalmers

6. Permits Cremationists to obtain a license, but does not require a license to practice cremation activity.

Miscellaneous

7. Eliminates licensing and the related statutes for *citrus fruit packer and fruit and vegetable packer* licenses.
8. Effective January 1, 2017, removes the requirement for instructors of professional driver training schools to be licensed and take an examination.
9. Directs ADOA to conduct a cost/benefit study regarding the transfer of all nonhealth related boards and occupational licenses to a new licensing and regulatory division within their agency. Requires ADOA to submit a report to the Governor, Legislature and submit a copy to the Secretary of State by September 1, 2016.

10. Requires the Director of ADOT to adopt rules and standards for *commercial motor vehicle instructors* by January 1, 2017.
11. Effective July 1, 2016, exempts yoga instructors and training materials or programs from the requirement to obtain a Private Vocational Program license.
12. Makes numerous technical and conforming changes.

CURRENT LAW

The BTR currently consists of the following professions: architects; assayers; engineers; geologists; home inspectors; landscape architects and surveyors. The nine-member board is appointed by the Governor to serve three-year terms. ([A.R.S. § 32-102](#))

The Arizona Geological Survey is located near the University of Arizona. The Governor appoints the State Geologist, who is registered by BTR, and who has the education and research experience necessary to lead the agency. ([A.R.S. § 27-102](#))

The State Board of Funeral Directors and Embalmers consists of licensed individuals and business establishments, including the funeral directors, embalmers, crematories, cremationists and their various assistants. The seven-member board is appointed by the Governor and confirmed by the Senate to serve four-year terms. ([A.R.S. § 32-1302](#))

The five-member Board of Athletic Training is appointed by the Governor to serve five-year terms. *Athletic training* includes various prevention, evaluation, care and monitoring of athletic injuries by students and trainers under the direction of a licensed physician. The executive director of the Board of Occupational Therapy Examiners serves as the executive director of the Board of Athletic Training. Both boards jointly select an executive director. ([A.R.S. § 32-4103](#))

[A.R.S. § 32-2372](#) defines a *professional driver training school* as a business that educates and trains people to drive commercial motor vehicles, prepares them for an examination given by the state for a commercial driver license or instruction permit and charges a fee or tuition for the services. Currently, the director of the Arizona Department of Transportation or an authorized representative inspects the school facilities and equipment, issues licenses to the instructors and conducts examinations of applicants for instructor's licenses.